

WARRICK COUNTY COUNCIL ORDINANCE NO. 2020 - 05

AN ORDINANCE OF THE COUNTY COUNCIL OF WARRICK COUNTY, INDIANA,
CREATING THE PUBLIC DEFENDER DEPARTMENT

WHEREAS, the Warrick County Public Defender Board (the “Board”) was established on October 24, 2019 by Ordinance 2019-24 pursuant to the requirements of Indiana Code § 33-40-7-1 et seq.; and

WHEREAS, the Board’s comprehensive plan, which includes the establishment of a county public defender’s office to provide legal defense services to indigent persons, was submitted to the Indiana Public Defender Commission (the “Commission”) pursuant to Indiana Code § 33-40-7-5; and

WHEREAS, the Commission approved the Board’s plan on September 23, 2020.

WHEREAS, pursuant to Indiana Code § 33-40-7-11, a county may receive reimbursement from the state for expenditures for indigent defense services provided under a public defender board’s comprehensive plan if the comprehensive plan complies with the Commission’s standards; and

WHEREAS, the Warrick County Council (the “Council”), as the fiscal body of Warrick, County, Indiana (the “County”), finds that the County would benefit financially from the availability of reimbursement for such expenditures by creating a public defender department within the County General Fund in compliance with applicable law and Commission standards.

NOW, THEREFORE BE IT ORDAINED by the Council, as follows:

Section 1. The Council hereby establishes the Public Defender Department within the County General Fund in order to provide legal services to indigent residents of the County consistent with the Board’s comprehensive plan and the Commission’s standards.



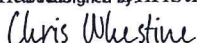
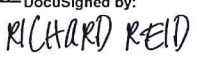
Section 2. The Council hereby directs that the Public Defender Fund be created within the General Fund for use by and facilitation of the Public Defender Department.

Section 3. The Council shall retain all of its statutory powers relating to the fiscal affairs of the Public Defender Department and use of the Public Defender Fund, including the establishment of an operating budget, establishment of salaries, wages, per diems, and other compensation, and appropriating of funds.

Section 4. The President of the Council, County Treasurer, and County Auditor are hereby authorized to take all such actions and to execute all such instruments as are desirable to carry out the transactions contemplated by this Ordinance, in such forms as such officer or member executing the same shall deem proper, to be conclusively evidenced by the execution thereof, and any and all actions previously taken, or documents previously executed, in connection with the transactions contemplated by this Ordinance are hereby ratified and approved.

PASSED this 3rd day of December, 2020.

Warrick County Council

DocuSigned by:

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Greg Richmond, President
DocuSigned by:

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Charlie Christmas
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Chris Whetstone
Cindy Ledbetter
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Richard Reid

Brad Overton, Vice President

David Hachmeister

Ted Metzger

ATTEST:


Deborah K. Stevens, Auditor
Warrick County, Indiana